

NOTICE OF EMERGENCY RULE REPEAL & PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.05 PP, Closed Area No. 26-O, Friendship Long Island - Harbor Island and Vicinity, Town of Friendship, promulgated on June 24, 1999, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.05 PP, Closed Area No. 26-O, Friendship Long Island and Vicinity, Town of Friendship.

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels from all shores, flats and waters in the Town of Friendship in the following four areas:

1. South of a line drawn northwest from a red painted post located on the western most point of the small unnamed island just west of Little Morse Island to a red painted post located on the Friendship Long Island shore approximately 1200 feet southwest of the eastern most point on Friendship Long Island; AND north of a line drawn southwest from the same red painted post (mentioned above) that is located on the western most point of the small unnamed island just west of Little Morse Island to a red painted post located on the southernmost end of an unnamed point on the Friendship Long Island shore in Lobster Gut.
2. Inside of a line drawn northwest from the most eastern point of Morse Island to the red nun navigational buoy #4 located north of Morse Island and continuing southwest to the most northwestern point of Morse Island.
3. South of a line drawn from the most northwestern point on Cranberry Island, to the most northeastern point on Cranberry Island, in the town of Friendship.
4. Inside and east of a line drawn from a red painted post located 50 feet southwest of the cable area on the northwest end of Friendship Long Island, that continues southwest following the dead low water zone to a red painted post located on the northwestern end of Ned's Point on Friendship Long Island in the town of Friendship.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. 6204).

EFFECTIVE DATE: February 27, 2001

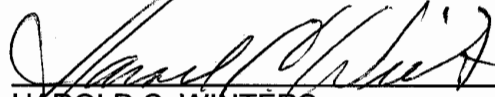
AGENCY CONTACT PERSON: Amy M. Fitzpatrick
Department of Marine Resources
194 McKown Point Road
West Boothbay Harbor, Me 04575

THE COURIER GAZETTE
March 6, 2001

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.05 PP, Closed Area No. 26-O, Friendship Long Island - Harbor Island and Vicinity, Town of Friendship, promulgated on June 24, 1999 and replaces it with a new regulation. This new regulation opens for shellfish harvest, portions of the islands in the town of Friendship.

Department personnel have sampled and surveyed these islands and have determined that these new open areas are now safe for the harvest of shellfish. The remaining closed areas are subject to microbiological pollution, consequently, the harvesting of shellfish in these areas is prohibited to protect public health.



HAROLD C. WINTERS

ADMINISTRATIVE OFFICER FOR GEORGE LAPOINTE,
COMMISSIONER, AS AUTHORIZED BY 12 MRSA
SECTION 6023

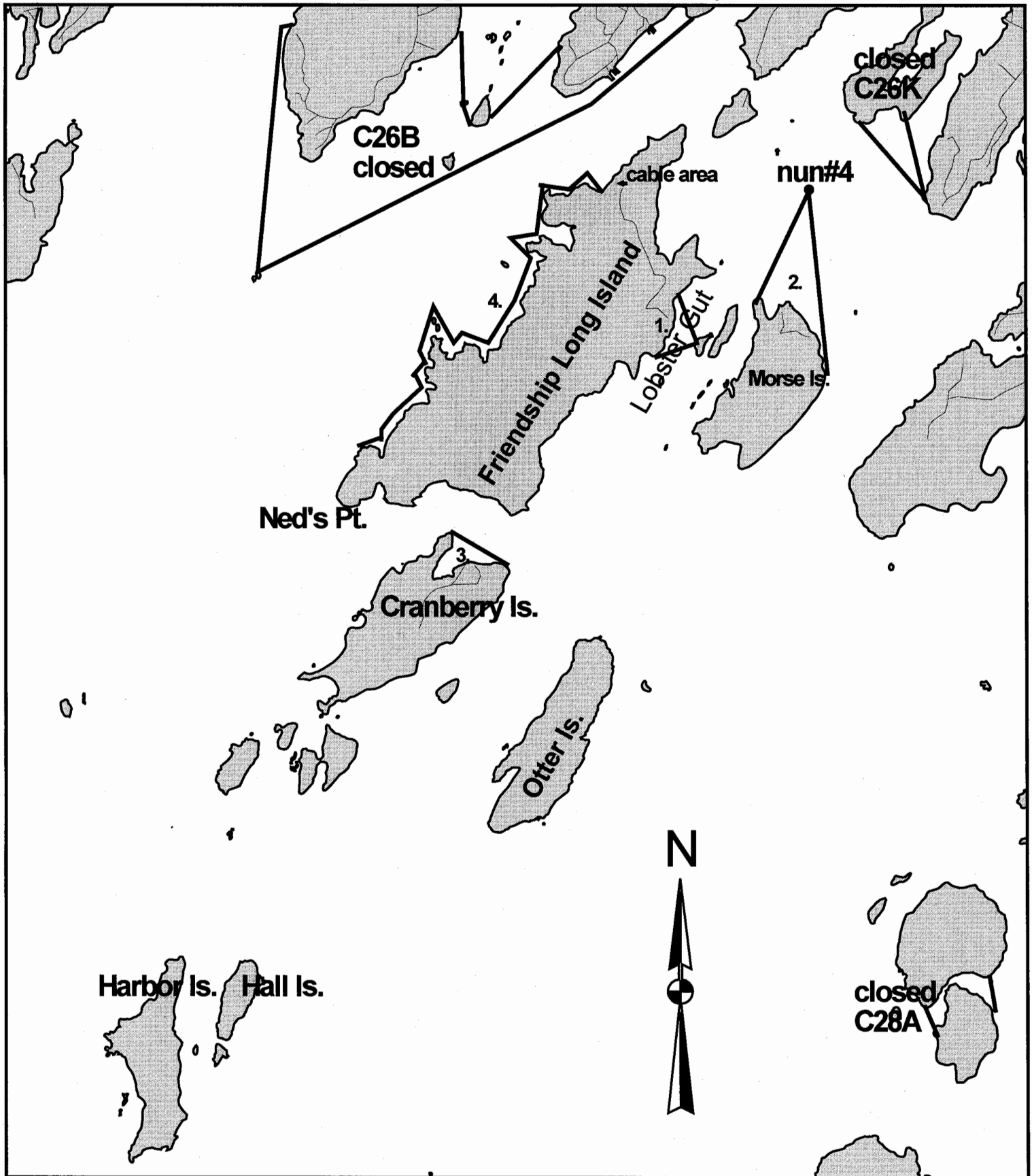


Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

For: Friendship

26-O, Friendship Long Island and Vicinity



0.6 0 0.6 1.2 Miles